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Attorneys for Defendants

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

PRESTON BERMAN,

Plaintiff,

v.

CHRISTINE KOTEK, in her official capacity
as GOVERNOR of the STATE of OREGON;
ELLEN ROSENBLUM, in her official
capacity as ATTORNEY GENERAL for the
STATE of OREGON; DAVE BADEN, in his
official capacity as Interim DIRECTOR for the
OREGON HEALTH AUTHORITY; ALISON
BORT, in her official capacity as
EXECUTIVE DIRECTOR, of the OREGON
PSYCHIATRIC SECURITY REVIEW
BOARD; DOLORES MATTEUCCI, in her
official capacity as SUPERINTENDENT of
OREGON STATE HOSPITAL; STEVE
GUNNELS, in his official capacity as the
DISTRICT ATTORNEY for DESCHUTES
COUNTY, OREGON,

Defendants.

Case No. 6:23-cv-01497-AA

DECLARATION OF CRAIG M. JOHNSON
IN SUPPORT OF DEFENDANTS' MOTION
TO CANCEL DEADLINES AND
ALTERNATIVE MOTION FOR 6-MONTH
EXTENSION OF TIME OF DISCOVERY
AND PRETRIAL ORDER DEADLINES

I, Craig M. Johnson, hereby declare:

1. I am an attorney licensed to practice law in the State of Oregon and I am a Sr. Assistant Attorney General for the State of Oregon. I represent the state Defendants in this matter.
2. I make this declaration based on my personal knowledge and/or in reliance on records kept in the ordinary course of business.
3. On February 8, 2024, I spoke with counsel for Plaintiff by telephone and conferred on the Motion to Cancel Deadlines and Alternative Motion for 6-Month Extension of Time. Counsel for Plaintiff stated that he did not object to my motion.
4. Counsel for the parties are currently in the middle of briefing issues related to Defendants' pending Motion to Dismiss (Dkt. #14).
5. Counsel for the parties believe that current deadlines set forth in this Court's Discovery and Pretrial Scheduling Order are impractical given the pending Motion to Dismiss and the need to resolve the issues set forth therein.
6. This motion is made in good faith and not for the purposes of delay.

DATED February 8, 2024.

Respectfully submitted,

ELLEN F. ROSENBLUM
Attorney General

s/ Craig M. Johnson

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Of Attorneys for Defendants

CERTIFICATE OF SERVICE

I certify that on February 8, 2024, I served the foregoing DECLARATION OF CRAIG M. JOHNSON IN SUPPORT OF DEFENDANTS' MOTION TO CANCEL DEADLINES AND ALTERNATIVE MOTION FOR 6-MONTH EXTENSION OF TIME OF DISCOVERY AND PRETRIAL ORDER DEADLINES upon the parties hereto by the method indicated below, and addressed to the following:

Robert R. Parker
111 SW 5th Avenue, Suite 3150
Portland, OR 97204
Attorney for Plaintiff

☐ HAND DELIVERY
☐ MAIL DELIVERY
☐ OVERNIGHT MAIL
☐ TELECOPY (FAX)
☐ E-MAIL
☒ E-SERVE

s/ Craig M. Johnson
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